

# ACCOUNTABLE<sup>.US</sup>

April 08, 2020

Environmental Protection Agency  
ATTN: FOIA Officer  
1200 Pennsylvania Avenue, NW  
Washington, DC 20460  
SUBMITTED ONLINE VIA: <https://foiaonline.gov/>

## **Re: Freedom of Information Act Request**

Pursuant to the Freedom of Information Act, 5. U.S.C. § 552, and the implementing regulations of your agency<sup>1</sup>, Accountable.US requests access to and copies of the following records dated from March 1, 2020 until the date this request is fulfilled:

All correspondence between individuals in Representative Kevin McCarthy's office, including:

Representative Kevin McCarthy  
James Min (email: [james.min@mail.house.gov](mailto:james.min@mail.house.gov))  
Kyle Lombardi (email: [kyle.lombardi@mail.house.gov](mailto:kyle.lombardi@mail.house.gov))  
Trevor Smith (email: [trevor.smith@mail.house.gov](mailto:trevor.smith@mail.house.gov))  
Braden Murphy (email: [braden.murphy@mail.house.gov](mailto:braden.murphy@mail.house.gov))  
Emma Rindels (email: [emma.rindels@mail.house.gov](mailto:emma.rindels@mail.house.gov))  
Brittany Martinez (email: [brittany.martinez@mail.house.gov](mailto:brittany.martinez@mail.house.gov))  
Matthew Sparks (email: [matt.sparks@mail.house.gov](mailto:matt.sparks@mail.house.gov))  
Christiana Duncan (email: [christiana.duncan@mail.house.gov](mailto:christiana.duncan@mail.house.gov))

And the following EPA officials, which contain any of the keywords listed below:

- a. Susan Parker Bodine
- b. Lawrence Starfield
- c. John Irving
- d. Rosemarie Kelley
- e. Karin Koslow
- f. John Fogarty
- g. Henry Barnet
- h. Pam Mazakas
- i. Chuck Cavanaugh
- j. David Hindin
- k. John Dombrowski
- l. Jacqueline Werner

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<sup>1</sup> 40 C.F.R. § 1515 et seq

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Keywords:

“enforcement”  
“compliance”  
“noncompliance”  
“discretion”  
“COVID” or “COVID-19”  
“coronavirus”  
“Aera Energy” or “Aera Energy Belridge”  
“Arco” or “Arco Oil and Gas”  
“Berry” or “Berry Petroleum”  
“Chevron”  
“California Resources Production Corp”  
“Crimson” or “Crimson Resource Management”

“Correspondence” should include but not be limited to: emails, email attachments, text messages, telephone call logs, calendar invitations/entries, meeting notices, meeting agendas, informational material, talking points, any handwritten or electronic notes taken during any responsive communications, summaries of any responsive communications, or other materials reflecting communications sent to, from, carbon copying (CC), or blind carbon copying (BCC) all relevant individuals.

If possible, we would prefer to receive this information electronically via e-mail at FOIA@accountable.us. Alternatively, we prefer PDF files on a USB drive or CD/DVD sent by mail to Accountable.US, 1919 M St. NW, Suite 450, Washington, DC 20036. If you have questions or need additional information, please feel free to call me at (312) 772-5218.

## **Fee Waiver Request**

Accountable.US requests a waiver of fees because it qualifies for classification as a “news media” requester, responsible only for duplication fees under FOIA's fee assessment provisions.<sup>2</sup>

So-called media status is consistent with how Accountable.US components have been treated by multiple agencies. The U.S. Department of the Treasury, Consumer Financial Protection Bureau (CFPB), and Federal Communications Commission (FCC) have all recognized this status in light of the regular publication and dissemination activities in which Accountable.US and its components, engage. Accountable.US will also make materials it gathers available on its public website.<sup>3</sup>

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<sup>2</sup> 5 U.S.C. § 552(a)(4)A(iii).

<sup>3</sup> Accountable.US and its components have demonstrated a commitment to public disclosure and public education through its website. For example, their websites contain multiple substantive analyses, document repositories, and other educational resources: [AlliedProgress.org/research](http://AlliedProgress.org/research); [AlliedProgress.org/campaigns](http://AlliedProgress.org/campaigns); [RestorePublicTrust.org/news](http://RestorePublicTrust.org/news); [RestorePublicTrust.org/BigPharmasBestFriends](http://RestorePublicTrust.org/BigPharmasBestFriends); [WesternValuesProject.org/DepartmentofInfluence](http://WesternValuesProject.org/DepartmentofInfluence)

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The disclosure of the requested information is also “in the public interest because it is likely to contribute significantly to public understanding” of government operations and is not “primarily in the commercial interest of the requester.” The disclosure of the information sought under this request will document and reveal the operations of the federal government, including how public funds are spent and how officials conduct the public's business.

This request is primarily and fundamentally for non-commercial purposes.<sup>4</sup> On March 26, 2019, Accountable.US applied to be recognized as a not for profit, 501(c)(3) organization, with the Internal Revenue Service. Accordingly, Accountable.US does not have a commercial purpose and the release of the information requested is not in Accountable.US's financial interest. Accountable.US's mission is to ensure public officials are advancing policies in the public's interest not for special interests.

Accordingly, Accountable.US qualifies for a fee waiver.

## **Conclusion**

If you have any questions regarding this request, including how to construe the records sought or appropriate searches to locate them, please contact Accountable.US.

If my request is denied in whole or part, I ask that you justify all deletions by reference to specific exemptions of the act. Additionally, if any documents are withheld based on the Agency's interpretation of any exemption, Accountable.US requests that you provide an index of those documents as required under *Vaughn v. Rosen*, 484 F.2d 820 (D.C. Cir. 1973), cert. denied, 415 U.S. 977 (1974). Specifically, this Vaughn index should describe withheld documents with enough specificity to determine whether the material is exempt under the act and must describe each document or portion withheld.

Thank you for your assistance.

Sincerely,

Kayla Hancock

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<sup>4</sup> 5 U.S.C. § 552(a)(4)(A)(iii).